

# Exhibit 5

1  
2 UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY  
3

Civil Action No. 3:12-cv-04947-MAS-LHG

4 -----x

5 NATIONAL COLLEGIATE ATHLETIC ASSOCIATION,  
an unincorporated association; NATIONAL  
6 BASKETBALL ASSOCIATION, a joint venture;  
NATIONAL FOOTBALL LEAGUE, an unincorporated  
7 association; NATIONAL HOCKEY LEAGUE, an  
unincorporated association; and OFFICE OF  
8 THE COMMISSIONER OF BASEBALL, an  
unincorporated association, doing business  
9 as MAJOR LEAGUE BASEBALL,

10 Plaintiffs,

11 -against-

12 CHRISTOPHER J. CHRISTIE, Governor of the  
State of New Jersey; DAVID L. REBUCK,  
13 Director of the New Jersey Division of  
Gaming Enforcement and Assistant Attorney  
14 General of the State of New Jersey; and  
FRANK ZANZUCKI, Executive Director of  
15 the New Jersey Racing Commission,

16 Defendants.

17 -----x

18 200 Park Avenue  
New York, New York

19  
20 November 16, 2012  
21 12:00 p.m.

22 DEPOSITION OF

23 DAVID J. STERN  
24  
25

**REDACTED PURSUANT TO  
PROTECTIVE ORDER**